

DISTRICT OF NEW JERSEY
Caption in Compliance with D.N. J. LBR 9004-2 (c)

BECKER LLC

354 Eisenhower Parkway

Plaza Two, Suite 1500

Livingston, New Jersey 07039

(973) 422-1100

Attorney for Chapter 7 Trustee, Eric R.
Perkins

Justin S. Baumgartner, Esq.

Email: jbaumgartner@becker.legal

In re:

Supportive Health LLC,

Debtor.



Order Filed on December 8, 2021
by Clerk
U.S. Bankruptcy Court
District of New Jersey

Case No. 21-15113-VFP

Chapter 7

Judge: Hon. Vincent F. Papalia

Hearing Date: December 7, 2021
at 10:00 a.m.

**ORDER PURSUANT TO 11 U.S.C. §§ 105(a), 541(a), 542(a) AND 704(a)(1) AND (a)(4)
DEEMING TENANTS' RENTS PROPERTY OF THE BANKRUPTCY ESTATE,
COMPELLING THE TURNOVER OF ALL RENTS HELD BY TENANTS AND
PERRAULT JEAN PAUL TO THE CHAPTER 7 TRUSTEE AND GRANTING
OTHER RELATED RELIEF**

The relief set forth on the following pages, numbered two (2) through four (4), is
hereby **ORDERED**.

DATED: December 8, 2021

A handwritten signature in black ink, appearing to read "Vincent F. Papalia".

Honorable Vincent F. Papalia
United States Bankruptcy Judge

Page 2 of 4

Debtor: Supportive Health LLC

Case No.: 21-15113-VFP

Caption of Order: Order Pursuant to 11 U.S.C. §§ 105(a), 541(a), 542(a) and 704(a)(1) and (a)(4) Deeming Tenants' Rents Property Of The Bankruptcy Estate, Compelling The Turnover Of All Rents Held By Tenants and Perrault Jean Paul to The Chapter 7 Trustee And Granting Other Related Relief

THIS MATTER having been brought before the Court upon the motion of Eric R. Perkins, Chapter 7 Trustee (the "Trustee") for the debtor in the above-captioned case, Supportive Health LLC (the "Debtor"), by and through his counsel, Becker LLC, for an Order pursuant to 11 U.S.C. §§ 105(a), 541(a), 542(a) and 704(a)(1) and (a)(4) Deeming Tenants' Rents Property of the Bankruptcy Estate, Compelling the Turnover of All Rents Held by Tenants and Perrault Jean Paul (a/k/a Jean Paul Perrault and referred to herein as "Perrault") to the Chapter 7 Trustee and for other related relief (the "Motion"); and the Court having jurisdiction to consider the Motion and the relief requested therein in accordance with 28 U.S.C. §§ 157 and 1334; and notice of the Motion having been given and being sufficient; and the Court having considered the papers and arguments in support of this Motion, and those in opposition, if any; and for good cause shown,

IT IS hereby ORDERED:

1. The Motion be, and hereby is, **GRANTED** as stated herein.
2. The Debtor's real properties located at 2229 E. Eden Place, St. Francis, Wisconsin (the "Eden Place Property") and 3269 S. New York Ave, Milwaukee, WI (the

Page 3 of 4

Debtor: Supportive Health LLC

Case No.: 21-15113-VFP

Caption of Order: Order Pursuant to 11 U.S.C. §§ 105(a), 541(a), 542(a) and 704(a)(1) and (a)(4) Deeming Tenants' Rents Property Of The Bankruptcy Estate, Compelling The Turnover Of All Rents Held By Tenants and Perrault Jean Paul to The Chapter 7 Trustee And Granting Other Related Relief

"New York Ave. Property") are property of the Debtor's bankruptcy estate under Bankruptcy Code § 541(a).

3. All post-petition rents generated from leases from either the Eden Place Property or the New York Ave. Property are property of the Debtor's bankruptcy estate under Bankruptcy Code § 541(a).

4. The Eden Place Property's current tenants Patrick Newbury and Jennifer Newbury (collectively the "Tenants") shall promptly remit and turnover all rents not already remitted to Perrault to the Trustee for as long as they remain in that Property.

5. Perrault shall turnover all previously collected and/or received rents from the Tenants at the Eden Place Property since the filing of this bankruptcy case on June 22, 2021 (the "Petition Date") within 14 days of the date of entry of this Order.

6. Perrault shall further provide a certified statement to the Trustee accounting for all previous rents he collected from the Tenants since the Petition Date within 14 days of the date of entry of this Order.

Page 4 of 4

Debtor: Supportive Health LLC

Case No.: 21-15113-VFP

Caption of Order: Order Pursuant to 11 U.S.C. §§ 105(a), 541(a), 542(a) and 704(a)(1) and (a)(4) Deeming Tenants' Rents Property Of The Bankruptcy Estate, Compelling The Turnover Of All Rents Held By Tenants and Perrault Jean Paul to The Chapter 7 Trustee And Granting Other Related Relief

7. In the event that Perrault fails to timely comply with the terms of this Order, the Trustee may and serve file a motion seeking sanctions and/or other appropriate relief against Perrault.

8. Notwithstanding the terms of any prior lease agreement between Perrault Jean Paul and/or the Debtor with the Tenants, the Trustee is the only individual or entity that may evict the Tenants during the pendency of this Chapter 7 bankruptcy proceeding.

9. The Trustee is hereby authorized to enter into a short-term use and occupancy agreement with the Tenants that shall expire on February 28, 2022 or such other reasonable period of time, not to exceed six months in total, as the parties may agree upon in writing.

10. The Court retains jurisdiction over any and all disputes relating to this Order.

11. The Trustee shall serve a copy of this Order on all interested parties by regular mail within three (3) business days of its entry, provided that the Tenants, Perrault and Ms. Bolivar shall be so served by regular mail and certified mail, return receipt requested.

In re:
Supportive Health LLC
Debtor

Case No. 21-15113-VFP
Chapter 7

CERTIFICATE OF NOTICE

District/off: 0312-2
Date Rcvd: Dec 09, 2021

User: admin
Form ID: pdf903

Page 1 of 2
Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 11, 2021:

Recip ID	Recipient Name and Address
db	+ Supportive Health LLC, 72 Van Reipen St #353, Jersey City, NJ 07306-4408

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Dec 11, 2021

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 9, 2021 at the address(es) listed below:

Name	Email Address
David Gerardi	on behalf of U.S. Trustee U.S. Trustee david.gerardi@usdoj.gov
Eric Raymond Perkins	on behalf of Trustee Eric Raymond Perkins eperkins@becker.legal nj42@ecfbis.com; tcolombini@becker.legal; eperkins@becker.legal
Eric Raymond Perkins	eperkins@becker.legal nj42@ecfbis.com; tcolombini@becker.legal; eperkins@becker.legal
Justin Baumgartner	on behalf of Trustee Eric Raymond Perkins jbaumgartner@becker.legal mambrose@becker.legal
Mitchell Hausman	on behalf of U.S. Trustee U.S. Trustee Mitchell.B.Hausman@usdoj.gov
U.S. Trustee	

District/off: 0312-2

User: admin

Page 2 of 2

Date Rcvd: Dec 09, 2021

Form ID: pdf903

Total Noticed: 1

USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 6